



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Matthew Peterson et al.

Art Unit No.: 1625

Serial No.: 10/820,382

Examiner: Hector M. Reyes

Filed: April 8, 2004

For: Gabapentin Compositions

Atty. Docket No.: TPIP039

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

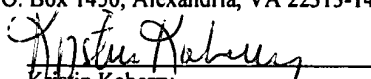
ELECTION UNDER 35 U.S.C. § 121

Sir:

In response to the written Restriction Requirement dated November 24, 2004 in the above identified patent application, Applicants hereby elect to prosecute Group I drawn to different gabapentin salts and pharmaceutical compositions thereof (Claims 1-9), without traverse. The inventions of Groups II – VI (Claims 10-21) are cancelled as directed to non-elected subject matter, however Applicant reserves the right to file an additional application covering the subject matter as claimed in Groups II – VI.

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that under 37 CFR §1.10 that this correspondence is being deposited on December 21, 2004 with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Kristin Kaberry